

# LOCAL AGENCY FORMATION COMMISSION COUNTY OF SAN BERNARDINO

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**DATE:** January 7, 2005

**FROM:** KATHLEEN ROLLINGS-McDONALD, Executive Officer

**TO:** LOCAL AGENCY FORMATION COMMISSION

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**SUBJECT: AGENDA ITEM #10** – LAFCO 2968 – Reorganization to include City of Fontana Annexation No. 161 and Dissolution of County Service Area 70 Improvement Zone P-9 (Foothill Blvd. Corridor)

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## **RECOMMENDATION:**

Continue consideration of LAFCO 2968 to the April 20, 2005 hearing.

## **BACKGROUND INFORMATION:**

In August 2004, the City of Fontana filed an application proposing the annexation of approximately 92 +/- acres along Foothill Blvd. Following the initial processing of the application, the proposal was modified by LAFCO staff to expand the consideration to include the dissolution of County Service Area 70 Improvement Zone P-9 (hereinafter CSA 70 P-9). CSA 70 P-9 was created in 1995 to provide for streetlighting and park and recreation services for the maintenance of the landscaped entrance to Tract 15581 and the pocket park created as a condition of approval. The creation of this agency allowed for a funding mechanism, through the imposition of a per parcel assessment, to support its authorized services. Upon annexation to the City of Fontana, County Service Area 70 (the parent district) would be detached, CSA 70 P-9 dissolved, and the services of CSA 70 P-9 would be transferred and absorbed by the City of Fontana.

A Certificate of Filing was issued for LAFCO 2968 on October 25, 2004, following completion of the required property tax transfer process and the environmental review process by the Commission's environmental consultant. Government Code Section 56658(g) requires that the Commission conduct a

hearing on a proposal within 90 days following the issuance of the Certificate of Filing; therefore, the hearing date was identified as January 19, 2005 to commence Commission consideration.

However, during the interim, a number of meetings have been conducted regarding the ultimate disposition of CSA 70 P-9 and its primary asset, the park located at the end of the Chesebro Court cul-de-sac. This park has been a nuisance for this community for a number of years and it has expressed its desire to remove the problem. The community, 25 property owners, has met with representatives of the County Special Districts Department and the Second Supervisorial District to seek a means to eliminate the park. Special Counsel Jeffrey Goldfarb and County Counsel L. Thomas Krahelski have reviewed, outlined and implemented a process for the abandonment of the park, dissolution of CSA 70 P-9, and transfer of the assets to the City of Fontana, which are required for the further processing of the application. However, the statutorily required park abandonment process was commenced on January 4, 2005 (see Board Agenda Item included as Attachment #2) and will be completed on March 9, 2005. Therefore, staff is recommending a continuance of LAFCO 2968 to the April 20, 2005 hearing at which time the individual notices required for the proposal will be provided to the landowners and registered voters within the entire reorganization area.

Tom Sutton, Director of the County Special Districts Department, and Debbie Brazill, Community Development Director for the City of Fontana, have participated in discussions regarding the process outlined above and have been advised of the recommendation for continuance. Both have expressed support for the continuance of this matter.

/krm

#### Attachments

- #1 -- Map of the Reorganization Proposal
- #2 -- [Board Agenda Item Related to Park Abandonment Process](#)